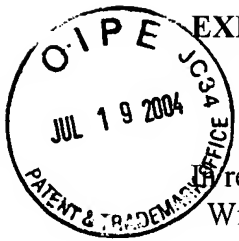


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EXPRESS MAIL NO.: EV 455506319US

Date Mailed: July 19, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of:
William PENDERGAST, *et al.*

Art Unit: 1623

Appl. No.: 10/007,451

Examiner: Owens, Howard

Filed: November 6, 2001

Attorney Docket: 03678.0022.CNUS02

For: CERTAIN DINUCLEOTIDES
AND THEIR USE AS MODULATORS
OF MUCOCILIARY CLEARANCE
AND CILIARY BEAT FREQUENCY

PTO FORM 1083

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22213-1450

Sir:

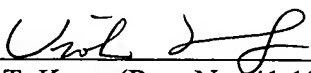
Transmitted herewith are the following:

1. Form PTO-1083;
2. Second Preliminary Amendment;
3. Copy of Preliminary Amendment with facsimile transmittal receipt dated 01/24/03;
4. Return Receipt Postcard.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, including fees under §1.17; or credit any overpayment, to our Deposit Account No. 08-3038 referencing Atty. Dkt. No. 03678.0022.CNUS02. A duplicate copy of this sheet is attached.

Respectfully submitted,

Date: July 19, 2004


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03678.0022.CNUS02

SECOND PRELIMINARY AMENDMENT

MS AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22213-1450

Sir:

Applicant submits herewith a Second Preliminary Amendment.

Also enclosed is a copy of Preliminary Amendment, which was submitted to USPTO on January 24, 2003 by facsimile and the transmission receipt.

The Examiner is respectfully requested to enter both Preliminary Amendment and Second Preliminary Amendment prior to considering the application.

Although Applicants believe no fee is necessary for this submission, the U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, including fees under §1.17; or credit any overpayment, to our Deposit Account No. 08-3038 referencing Atty. Dkt. No. 03678.0022.CNUS02.